

In virtual Court

CRM-M-33651-2020

-1-

IN THE HIGH COURT OF PUNJAB AND HARYANA AT
CHANDIGARH

CRM-M-33651-2020 (O&M)

Date of decision: 09.02.2022

Vishal Dutt @ Anda

... Petitioner

Vs.

State of Punjab

... Respondent

CORAM: HON'BLE MR. JUSTICE ARVIND SINGH SANGWAN

Present: Mr. Malkiat Singh, Advocate
for the petitioner.

Mr. Joginder Pal Ratra, DAG, Punjab.

ARVIND SINGH SANGWAN, J. (ORAL)

Prayer in this petition is for grant of regular bail in FIR No.322 dated 07.09.2015 under Sections 379/411 IPC and Section 22 of NDPS Act, registered at Police Station A-Division, District Amritsar City.

Learned counsel for the petitioner submits that as per allegations in the FIR, registered at the instance of ASI Jasbir Singh, he received a secret information that Harjinder Singh @ Honey, Vishal Dutt @ Anda (petitioner), Lal Singh @ Lala, Harbinder Singh @ Hira and Gagandeep Singh @ Gagan have committed the theft of motorcycles from different parts in city and used to sell the same for earning profits. It is further submitted that the petitioner is in

In virtual Court

CRM-M-33651-2020

-2-

custody for the last 04 years, 11 months and 22 days and despite the fact that challan was presented on 30.01.2020, till date, out of total 16 prosecution witnesses, none has been examined.

Learned State counsel, on the basis of custody certificate dated 08.02.2022 filed in the Court today, has not disputed the factual position, however, it is submitted that when the petitioner was arrested, 100 grams of intoxicant powder was recovered.

After hearing learned counsel for the parties, without commenting anything on merits of the case and considering the fact that the petitioner is long custody of about 05 years and not even a single prosecution witness has been examined so far, this petition is allowed and the petitioner is directed to be released on regular bail subject to furnishing his bail/surety bonds to the satisfaction of the trial Court/Illaqa Magistrate/Duty Magistrate, concerned.

Petition is disposed of.

[ARVIND SINGH SANGWAN]
JUDGE

09.02.2022
vishnu

Whether speaking/reasoned : Yes/No

Whether reportable : Yes/No